

**Cumberland Township Board of Supervisors
Minutes of the December 17, 2015 Meeting 6:00 P.M.**

The regular meeting was called to order at 6:00 p.m. by Chair Underwood. Present were Supervisors: Underwood, Shealer, Waybright and Paddock; Manager Ben Thomas, Jr., Solicitor Sam Wiser, Police Chief Don Boehs, Engineer Tim Knoebel and Secretary Carol Merryman. Others present were: Speros Marinos, Steve Tallman, Barry and Jean Stone, Don Kauffman, Sharon Martin, Bob Sharrah, Martin Hill, Jim Piet, several residents from Barlow-Greenmount Road, and Alex Hayes from The Gettysburg Times. Mr. Toddes was absent. The meeting was recorded.

Chair Underwood reported that Supervisor Shealer was duly sworn in to office on November 25, 2015 at the law office of Campbell and White.

Chair Underwood led the Pledge of Allegiance.

Mr. Waybright made a motion to approve the Minutes of the November 24, 2015 meeting seconded by Mr. Paddock and carried.

Mr. Waybright made a motion to approve the bill lists in the amounts of: \$130,668.62 from the General Fund, \$8,636.00 from the Traffic Impact Fund \$9,523.00 from the Escrow Fund, \$68,079.68 from the State Fund \$917.00 from the Capital Reserve Fund seconded by Mr. Paddock and carried.

Engineer/Plans:

Mr. Shealer made a motion to grant a request for time extension to Musket Ridge and Lincoln Development Company Land Development Plans until March 31, 2016 seconded by Mr. Paddock and carried.

Mr. Knoebel updated the Board on the proposed road dedications for Cumberland Village Phase 1A and 1B and Cannon Ridge Phase 1 and 2. Mr. Knoebel stated that he feels that each project has moved forward to the point where the Township can put the mechanisms in place for consideration of adoption. He added that this provides for the developers to pay the funds to the Township that it would have received from State Liquid Fuels had the roads been dedicated before the PennDOT deadline. He added that each developer will be supplying maintenance security and Cannon Ridge will be providing a longer maintenance security because they have to drive through Phases 1 and 2 to get to Phase 3 so the security will be last through the required security for Phase 3. Solicitor Wiser updated the Board on the legal items that are still needed from the developers. Mr. Shealer reported that there are now two Fairplay Roads and that must be clarified.

Public Comment:

Mr. Steve Tallman, 29 Bittern Drive, reported that he read the police study on the website and it primarily deals with the possible combining/regionalizing of the Police Department and that was not the point that he was making in his "after action plan." He stated that the point he was trying to make was that he has found some people who would be willing to sit down with Police Chief Boehs and talk about efficiencies within the Police Department. Mr. Tallman added that he will be meeting with Mr. Thomas and he hopes that the Police Chief will get a chance to meet with the people that he was talking about.

Mr. John Phillips, 265 Twin Lakes Drive, on behalf of the Gettysburg Barnstormers, asked the Board

about the status of the adoption of Airport Hazard Zoning. Mr. Thomas stated that is an item that he has on his itinerary to discuss with Mr. Wisner after the meeting. He added that the ordinance is written and he hopes to have it through the Planning review and on the agenda in about three months. Mr. Wisner added that there were a few other issues in the Zoning Ordinance that need to be cleaned up and he would like to make these amendments as a package to save some time and money. The Board asked to see this amendment package again. **Mr. Waybright made a motion to proceed with the Zoning Ordinance amendments seconded by Mr. Paddock and carried.**

Speros Marinos, 912 Baltimore Pike, asked that the meetings go back to 7:00 p.m. Mr. Marinos congratulated both Supervisor Waybright on his re-election and Mr. Shealer on his appointment. He added that he does believe in term limits and feels that it would be healthy to get different people involved. He also asked that the zoning be updated and his property be restored to Commercial zoning.

Police Report:

Police Chief Don Boehs presented a written and oral report of police activities for the month of November including; 493 complaints, 223 traffic stops, 121 combined arrests, 18 traffic accidents, 25 targeted enforcements and 8,874 patrol miles. He added that they assisted other agencies 14 times and they were assisted six times. Police Chief Boehs also reported that one police vehicle was to be sold this year and for various reasons it will have to be sold in 2016 along with one other vehicle.

Active Business:

Mr. Thomas presented a Power Point presentation of the 2016 budgets that received preliminary approval on November 24, 2015 and were placed on the Township's website. He added that a legal advertisement was placed in the Gettysburg Times and a copy of the budgets has been available here at the municipal building for public review for the required twenty days. Mr. Thomas explained that the revenues have continued to be analyzed as they have been received by the Township and "tweaks" have been made and he pointed out those changes for the Board and the residents present. Mr. Thomas reported that the budgets have been prepared with no tax increase and the taxes have not been increased since the 2009/2010 tax season. Mr. Thomas highlighted some of the revenues and expenditures and requested final approval of the budgets. **Mr. Waybright made a motion to approve the 2016 budgets, as presented by the Township Manager, seconded by Mr. Paddock and carried.**

Mr. Waybright made a motion to approve the 2016 Tax Resolutions seconded by Mr. Paddock and carried.

2016 TAX RESOLUTION

BE IT RESOLVED THAT the Tax Millage for 2016 is set at 1.5 mills Real Estate for General Fund purposes and an additional .25 mills for restricted Fire Department funding purposes (Fire Tax).

BE IT RESOLVED THAT the Per Capita Resolution of 1953 is re-enacted for 2016 without change. The tax rate is \$5.00; two percent (2%) discount; and ten percent (10%) penalty.

BE IT RESOLVED THAT the ½% Earned Income and Profits Tax Ordinance of 2011 is re-enacted for 2016 without change.

BE IT RESOLVED THAT the \$52.00 Annual Local Services Tax Ordinance of 2007 is re-enacted for 2016 without change.

BE IT RESOLVED THAT the Amusement Tax Ordinance of 2014 continues without change in 2016. The rate of 10% (5% which is payable to the Gettysburg Area School District in accordance with its Resolution and the Local Tax Enabling Act) of the admission price to each and every amusement within the Township of Cumberland for which the individual price of admission is \$1.00 or more; **or** the rate of 2% (1% which is payable to the Gettysburg Area School District in accordance with its Resolution and the Local Tax Enabling Act) of the participation price to each and every amusement within the Township of Cumberland for which the individual price of participation is \$1.00 or more.

BE IT RESOLVED THAT the Realty Transfer Tax Ordinance of 2008 is re-enacted for 2016 without change. The tax rate is one percent with Cumberland Township receiving .5% and Gettysburg Area School District receiving .5%.

ENACTED AND ORDAINED this 17th Day of December, 2015.

Mr. Thomas reported that the Township has received a letter from the Adams County Council of Governments regarding a financial consideration of \$500.00 to the Rescue Mission to assist them in their recycling efforts specifically for electronic recycling. He added that every municipality in the county is being asked to contribute. Mr. Thomas also reported that the Township's budget that was just approved included a \$6,000.00 donation to the Rescue Mission. Chair Underwood added that she is waiting to hear back from the Rescue Mission regarding how they would like the check or checks to be made out (if the \$500.00 for the electronic recycling needs to be a separate check.)

Mr. Paddock made a motion seconded by Mr. Waybright and carried to hold the Reorganization meeting at 4:00 p.m. on January 4, 2016.

Solicitor – Executive Session needed

Committee Reports and comments from Board Members:

Finance – The committee is asking for authorization to transfer the final \$35,000.00 from the General Fund to the Capital Reserve Fund, as budgeted for 2015, and the additional principle loan payment of \$30,000.00 to Orrstown Bank. **Mr. Shealer made a motion to authorize the transfer of \$35,000.00 from the General Fund to the Capital Reserve Fund seconded by Mr. Waybright and carried. Mr. Shealer also made a motion to make an additional principle payment of \$30,000.00 to Orrstown Bank for the Maintenance Building loan seconded by Mr. Waybright and carried.**

Public Safety – The committee is requesting the Board's approval for the Adams County Radio Equipment Subscriber Agreement. Mr. Wisner stated that he has reviewed the agreement and made a few unsubstantial revisions and feels that it is ready for approval. **Mr. Paddock made a motion to approve the Adams County Radio Subscriber Agreement seconded by Mr. Waybright and carried.**

Planning/Zoning – There will be a Joint Comprehensive Plan meeting on January 5, 2016 at 3:00 p.m. Chair Underwood reminded everyone that the Adams County Office of Planning and Development is moving to a new location in the Agricultural Building on Old Harrisburg Road. Mr. Paddock reported that the County Planning Office has offered to act as a consultant in preparing the Township's Zoning Ordinance after the Comprehensive Plan has been adopted and they will come to a meeting to discuss it.

CTA – Mr. Shealer reported that the bridge at the bottom of the hill on Rt. 116 just below the Township Building is scheduled for reconstruction in 2018. A meeting was held with the utilities and PennDOT and there are some lines that will need to be relocated. He added that their engineer is working on paperwork to get a 75% reimbursement from PennDOT for the relocation of the lines. He added that if the paperwork is not turned in in time, the reimbursement will be 50%.

COG – The meeting was this morning and much of the discussion revolved around the electronic recycling.

GMA – The Board will be meeting with the Township's representative on the board in January.

Staff Reports:

The Zoning Officer and Secretary's reports were reviewed.

Unless otherwise noted, all votes were unanimous. At 7:20 p.m. the meeting was adjourned for an Executive Session with one possible action.

The public meeting reconvened at 8:10 from Executive Session to discuss personnel and contractual matters.

A motion of Waybright – Paddock authorized the Chair to sign Internal Revenue Service documents for the “Voluntary Compliance Program and Determination Letter Submission” for the Cumberland Township Police Pension and Non-Uniform Retirement Pension Plans.

The regular meeting adjourned at 8:15 p.m.

Carol A. Merryman, Secretary

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_____) Supervisors
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